

GOVERNMENT OF ANDHRA PRADESH
A B S T R A C T

Home Department – WNT – CMA No.2578/2002 against MVOP No.735/1997 filed by Smt. K. Lalitha and 4 others – Payment of enhanced compensation amount of Rs.4,55,545/- – Sanctioned – Orders - Issued.

HOME (WNT) DEPARTMENT

G.O.Rt.No. 979

Dated 22/04/2013
Read the following:-

- Ref: 1) From the DGP, AP, Hyderabad,
Letter Rc No. 608/U3/2002, dated 09-05-2012.
2) Government Memo. No. 13690/WNT/A1/2012,
Dated 27-08-2012.
3) From the DGP, AP, Hyderabad,
Letter Rc No. 608/U3/2002, dated 09-11-2012.
* * *

ORDER:

In the reference 1st read above, the Director General of Police, A.P., Hyderabad, has informed that the MACT, Nalgonda, awarded the compensation of Rs. 2,92,280/- with interest @ 9% per annum in MVOP No 735 of 1997 filed by Smt K. Lalitha and the total amount payable was calculated to Rs. 4,24,455/-. Government had initially sanctioned an amount of Rs. 25,000/- vide G.O. Rt No. 963, Home (WNT) Department, dated 22-07-2003 and the same was deposited before the designated court. Subsequently, the SP., Nalgonda, had deposited the remaining amount of Rs. 3,99,455/- in the MACT, Nalgonda, on 06-11-2004, drawing the funds from Non-Government funds available with him, to avoid legal complications as per the advice of the GP. On the proposal of the DGP., AP., Hyderabad, Government had sanctioned the amount of Rs. 4,00,000/- by way of re-appropriation towards recoupment of amount drawn from the Non-Government funds to make a deposit in MVOP No. 735 of 1997 vide G.O. Rt No. 4190, Finance (BG.V) Department, dated 03-12-2008. Necessary administrative sanction was also accorded vide G.O. Rt No. 2298, Home (WNT) Department, dated 03-12-2008.

2. The Director General of Police., A.P., Hyderabad, also informed that Smt. K.Lalitha and 4 others have filed CMA No. 2578/2002, in the Hon'ble High Court of A.P., Hyderabad for enhancement of compensation amount against the orders in MVOP No. 735/1997. Against the above CMA, the Department has filed CMA No. 376/2007.

3. The Hon'ble High Court of A.P., Hyderabad in its common judgment dated 01-07-2010, awarded compensation of Rs.4,00,000/- along with interest @ 8% p.a. only from the date of petition till realization. Accordingly CMA No.2578/2002 filed by the claimants is allowed and CMA No.376/2007 filed by the respondents i.e. Department is dismissed.

4. The Government Pleader for Arbitration, High Court Buildings, Hyderabad, in his letter dated 02-03-2012, has opined that it is not a fit case for filing SLP against the common judgment rendered by the Hon'ble High Court in CMA Nos.2578/2002 & 376/2007 dated: 01-07-2010 before the Supreme Court of India.

5. In the reference 3rd read above, the Director General of Police., AP., Hyderabad, has, requested to accord administrative sanction for an amount of Rs.4,55,545/- (Rupees Four Lakhs fifty five thousand five hundred and forty five only) towards payment of enhanced compensation amount with interest in CMA No.2578/2002 against MVOP No. 735/1997 filed by Smt. K. Lalitha and 4 others, and to provide the funds under the Head of A/c "2055 Police, MH 109 – District Police, SH (03)-District Police Force, 500/501 Compensation (Charged)", as detailed below:

1.	Enhance Compensation	:	Rs. 4,00,000/-
2.	Interest amount @ 8% Per annum from 07-10-1997 To 07-10-2012 (15 years)	:	(+) Rs. 4,80,000/-
		:	Rs. 8,80,000/-
3.	Amount already deposited In MACT, Nalgonda	:	(-) Rs. 4,24,455/-
	Total Balance to be paid	:	Rs. 4,55,545/-

6. Government, after careful examination of the matter, hereby accord administrative sanction for an amount of Rs.4,55,545/- (Rupees Four Lakhs fifty five thousand five hundred and forty five only) towards payment of enhanced compensation amount with interest in CMA No.2578/2002 against MVOP No. 735/1997 filed by Smt. K. Lalitha and 4 others.

7. The expenditure sanctioned in Para (6) above shall be debited to the head of Account "2055 Police, MH 109 – District Police, SH (03) District Police Force, 500/501 Compensation (Charged)". And shall initially be met by way of an advance from the Contingency Fund, and orders in this regard will be issued by Fin (BG.1) Department.

8. The Director General of Police., A.P., Hyderabad, is requested to draw and disburse the amount and submit necessary proposals for obtaining supplementary grant towards recoupment of advance from the Contingency Fund at an appropriate time.

9. This order issues with the concurrence of Finance (Expr.Home) Department, vide their U.O.No. 34234/566/2012, dated 28/12/2012.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

T.P. DAS
PRINCIPAL SECRETARY TO GOVERNMENT

To,
The Director General of Police, A.P., Hyderabad.
The Principal Accountant General (A&E), A.P., Hyderabad.
The Pay and Accounts Officer, Hyderabad.
The Director of Treasuries and Accounts Officer, A.P., Hyderabad.
The Finance (Expr.Home) Department.
The Finance (BG.1) Department.
SF/SC.

// FORWARDED BY ORDER //

SECTION OFFICER